

RCE
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Date 11/26/02

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 USC 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

| | |
|----------------------|--------------------|
| Application No. | 09/964,065 |
| Filing Date | September 26, 2001 |
| First Named Inventor | Kovesdi |
| Group Art Unit | 1632 |
| Examiner Name | S.D. Priebe |
| Attorney Docket No | 213257 |

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TECH CENTER 1600/2900

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

NOTE: 37 CFR 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 CFR 1.53(d) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice, Final Rule*, 65 Fed. Reg. 50092 (Aug. 16, 2000); *Interim Rule*, 65 Fed. Reg. 14865 (Mar. 20, 2000). 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 CFR 1.114

- a. ☒ Previously submitted
 - i. ☒ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on October 11, 2002
(Any unentered amendment(s) referred to above will be entered.)
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
 - iii. ☐ Other:
- b. ☒ Enclosed
 - i. ☒ Supplemental Amendment
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☐ Information Disclosure Statement (IDS)
 - iv. ☐ Form PTO-1449
 - v. ☐ Copies of documents listed in Form PTO-1449
 - vi. ☒ Other: Amendment for Petition to Correct Inventorship Under 37 C.F.R. § 1.48(b)

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; fee under 37 CFR 1.17(i) required.)
- b. ☐ Applicant claims small entity status. See 37 CFR 1.27
- c. ☐ Other:

3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The following fees are enclosed:
 - i. ☒ RCE fee of \$740.00 (large entity) required under 37 CFR 1.17(e)
 - ii. ☐ One-month extension of time fee of \$110.00 (37 CFR 1.136 and 1.17)
 - iii. ☐ Suspension of action fee of \$130.00 (37 CFR 1.17(i))
 - iv. ☐ Other:

TOTAL FEES ENCLOSED

\$740.00

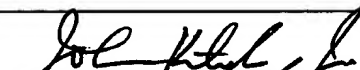
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☒ The Commissioner is hereby authorized to charge the above fees to Deposit Account No. 12-1216
- d. ☒ The Commissioner is hereby authorized to charge any deficiencies in the above fees or to credit any overpayments to Deposit Account No. 12-1216

Request For Continued Examination Transmittal

Application No. 09/964,065

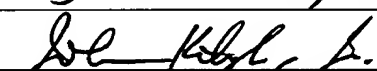
Attorney Docket No. 213257

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

| | | | |
|-------------------|---|-----------------------------------|-------------------|
| Name (Print/Type) | John Kilyk, Jr. | Registration No. (Attorney/Agent) | 30,763 |
| Signature |  | Date | November 14, 2002 |

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this RCE Transmittal is, on the date indicated below, ☒ being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box RCE, Washington, DC 20231, or ☐ being facsimile transmitted to the U.S. Patent and Trademark Office.

| | | | |
|-------------------|---|------|-------------------|
| Name (Print/Type) | JOHN KILYK, JR. | | |
| Signature |  | Date | November 14, 2002 |